H 868 of VI-98

G. R. S. IX-5]

Previous references.

1896-97

191 .

(LR)

Later references.

File No. 77 of 96.

Serial Nos. 1-6

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-6.

Major ~~Part~~ B for March 1898.

SUBJECT.

Purchase of certain land by at Mavanur, Hole-narasipur Tq., by Giddaiah of Srirangapatna Mutt

Entered

Countersigned

A. 868

LR 77-Glo-1

270

Gen. Serial No. 30.]

REVENUE DEPARTMENT
Gl. No. 6437
No. 4570
1 APR 97
DEWAN'S OFFICE

From

The Accountant General

To

The ~~Chief~~ Secretary to the Government ~~Durbar~~ of Mysore.

Revenue Establishment.

Bangalore.

Dated 29 March 1897

Despatched

Received

Enclosures No. One petn

General No.

No. 876.

In reply to

SUBJECT

Submitting for orders a file of Revenue papers regarding the claim for exemption from Survey Fee of the Inamdar village Hale Nanjundi Taluk.

References—(to be entered only in the Dewan's Office).

Under Rs 2-12-0.

The Petitioner's two brothers sold away a certain land measuring 2 mukhas 7 guntas and not three mukhas as stated in the petition, reconveyed by them.

Petitioner was not present at the sale but as auction purchaser. Subsequently no objection came forward at the sale held pursuant to her deposit the land was, therefore, granted to her by the Government subject to payment of Rs 25-8-0 which may be regarded as the usual price exacted in such cases.

Cr 5 Fh
9/4/97

9/4/97

Yes - Orders

10/4/97

Draft Sd
13/4/97

Approved
12/4/97

Rev 1/4/97

Secretary

Submitted for orders

6/4/97

7/4/97

Deputy Commissioner's Office,
Hassan District.

No: 816
Secy

Dated Hassan 29th March
1897.

From

The Deputy Commissioner
Hassan District.

To

The Secretary to the Government
of Mysore
General & Revenue Depth
Bangalore

Sir,

I Am Submitting herewith a file of vernacular papers ending with General Assistant Commissioner's Memo No: 39 dated 16th February 1897 regarding the grant for cultivation of Survey No: 25 of the Mavanur village in the Holenarsipur Taluk, I have the honor to State that this land was applied for for cultivation by one Venkatachary of Grama on 29th April 1896. As the land was reported to contain Several trees, it was put up for Sale on the 28th and 29th July 1896 and the Darkastdar Venkatachary was the highest bidder for Rs 30.-

2. This land had been in the occupancy

He forthwith paid a sum of Rs 20 as deposit towards the purchase money but as he failed to pay up the balance within the prescribed period, the land was ordered to be resold on the 9th December 1896. On the 26th November, Gidda Naik, the auction purchaser who is a Daffedar in the Sri Sringeri Mutt petitioned the Amildar of Holenarsipur explaining the cause of his default. He stated he had to go away to Sringéri on urgent business leaving the matter to be settled by a friend and relative to whom he had entrusted the remainder of the purchase money to be paid to the Treasury. He also remitted the money by Postal Money order to the Amildar.

7. The Amildar gave no heed to the representations made by Gidda Naik, but sold the land in auction on the 8th and 10th December 1896. No one came forward to buy it in the Sale.

8. Gidda Naik petitioned this office on 3rd December 1896 (b) and on perusal of the records connected with the case, I am of opinion that it is not advisable to reserve the land to Government and as no one has come forward to purchase the land but Gidda Naik, his offer may be accepted. His explanation for not paying the full purchase money in time seems to be plausible. and his subsequent conduct strengthens this. The amount minus the deposit amount may be recovered and credited and the land granted to Gidda Naik. This is submitted for the final orders of Government under the proviso contained in Government Notification No: 20579 / R 2470 / Rc dated 5th June 1893.-

9. The forfeiture of the deposit amount and the resale of the land would, I submit, involve undue hardship.

I have the honor to be

Sir,

Your most obedient Servant

For Offg: Deputy Commissioner

occupancy of one Seeniraiya of Maramu

till the year 1886 when he fell into arrears and it was sold in public auction. As no one came forward to buy it for a fair price, Mr. T. Ananda Rao, the then Deputy Commissioner, ordered the land to be resumed and directed the sale of the produce of the trees on the land annually. A sum of Rs 74-11-4 which was due on the land was ordered to be remitted. —

No Govt Order noticed

3. As the amount of Venkatachars bid (Rs 30) was by far less than the amount remitted, the Sarkardar was asked whether he would agree to pay up the balance. He agreed to do so. Devaraiya, Sheikdar of Hale-Kote-Hobli, also agreed to pay up the amount remitted. The Amildar thereupon prayed for instructions whether the land could be given for the first applicant on payment of the amount that had been remitted or whether it should be sold again.

4. The General Assistant Commissioner who received the Amildar's report ordered that the land should be sold in public

public auction. When the Darkastdar learnt that the land was again ordered to be sold he claimed (on 29th May 1895) the return of the money he had deposited.

5. In the Sale that was held on the 12th October 1895, there was no bid for the land. The Amildar reported the fact and added that there was a superstitious idea that the possession of the land was unfavourable to the owner thereof and hence no one came forward to purchase the same. Mr. K. S. Chandrasekharam Iyer, General Assistant Commissioner thereupon made reference to the Deputy Commissioner explaining the facts of the case and recommended the acceptance of the offer of Rs 30 made by the Darkastdar Venkatachari, as he apprehended that a third Sale might not fetch even that sum.

6. The late Mr. Krishnaswamiengar ordered that the land should again be sold by public auction. A Sale was accordingly held by the Taluk Sheristadar on 14th September 1896 and one Gidda Naik was the highest bidder for Rs 75-8-

purchasemoney within the pres
cribed time. A resale was ~~agai~~
held ~~but as no fresh sale~~ and again
there was no ~~offer~~ bid for the land
3. Before the resale was held
Gidda Naik petitioned the
Amildar, ~~stating~~ to the effect that as he
had to go to Sringeri on urgent
private affairs, he had deputed
a friend and relative of his
to pay the ~~unpaid~~ balance
of the purchasemoney to the
Treasury, but that the latter had
who failed to pa
the amount and ~~also remit~~
in sending the balance by means of
~~the amount by pay~~ money
order, he requested that the land
might be confirmed to him
This petition of Gidda Naik
was left uncared for by the
Amildar and consequently
the matter was again re-
presented to the Dy Comr by
Gidda Naik. The Dy Comr
now recommends that the
land in question may be
gran

to Gidda Naik for the ~~sum~~ amount of his bid, viz Rs 75-8-0.

By The ~~Those~~ circumstances, it is clear of the case clearly ~~show~~ that if Venkatachariar offer to pay the sum of Rs 74-11-4 had been accepted and the land given away to him, there would not have been all this delay and consequent loss to Govt. immediately,

5. Gidda Naik has, strictly speaking, no right to the land as auction purchaser, ~~since~~ but ~~however~~, as there was no ~~tender~~ bid for the land ~~sold~~ at the time of the sale held subsequent to his default, Govt are pleased to sanction the grant of the land, ~~in question~~ to Gidda Naik for the amount of his bid, viz. Rs 75-8-0, which should be regarded as the upset price offered by him and accepted by Govt.

(10)

To.

The Dy Comr, Kassa - ing ver: Paper

~~The Superintendent~~

Surveyor

18/4/97

20/4/97

Secretary.

Draft as per order.

98

Read:—

Letter No 3906 of 29th March 897 —
from the Dy Commissioner, Kistna
District, regarding the grant for
cultivation of Sur No 25 ~~belonging~~
A G
~~of~~ of the Mavanur village,
Gole Narsipur Taluk.

Order thereon:—

One Chinnasadiya who was
the occupant of Sur No 25 in
in the Mavanur village, ~~Narsipur Taluk~~
~~cultivation~~ fell the year 1850, having
~~in that year~~ failed to pay the
assessment thereon, the land was
sold by public auction. Subse-
quently
as no one offered to buy the
land for a fair price, it was
resumed by Govt and now in
arrears ~~to~~ Rs 7-11-4 due on
~~the~~ was remitted.

2. In April 897, one Venkata-
-chary applied for the land,
which being now in ~~for~~ cultivation
was brought by him for Rs 30/-

This

LR. 77-96-2

No 915-9
R.T. 63-96 d 20/4/97
23

Sarkar, Effect 2-29, Ass#
Rs. 13/-

This amount being ~~by far~~ much

less than the amount remitted,

Petitioner was asked whether

he was willing to have the

land by payment of the

remitted part. He consented to do. The

amount ~~of remission, and~~

~~he proceeded to the Bari of~~

the same time, one Devaraja,

Shetty of Sadasivapur, also

appeared to buy the land for the

said sum of Rs 7-1-4. The

land was then put up

~~for~~ to auction but ~~there was~~

were forthcoming.

~~no bidders for~~ the day some likewise

Bogira ordered a third ~~sale~~ sale to be held

during which the highest

bid was that of one Gidda

Naik, Duffedar of Chingeri

Nad for Rs 5/-8- Gidda

Who

Naik paid a sum of Rs 29/-00

~~leaving to~~ deposit ~~money~~

balance

~~and~~ failed to pay the ~~sum~~

~~remaining portion~~ of the

purchase

5028
7L. 853.

14 JAN. 1

Gen. Serial No. 31.]

1897

From

The Deputy Commissioner
Hassan District

The Secretary to the Government
~~Finance~~ of Mysore.
General & Rev. Depts

Dated 11.
Despatched } January 1898
Received

Enclosures—No. / in file

General No.
No. 701.

Has the honour to submit herewith a Refund Bill for Rs 20/- of the Hole-Narsipur Taluk for sanction and transmission to the Comptroller for audit and return

for Deputy Commissioner
Hassan District.

Please print up Govt Order
Proc: 20 9159 7/20 ⁄
R 763-96
April 1897 Hassan file
A-V
Rep print up.
Govt
21/1/98

20/1/98 Fo

LR 7756-3

Sub with draft 14-1-98
for April 25/1/98

Draft for orders
1898

From

The Secretary to the
Government of Mysore,
Gen. & Rev. Depts.

To

The Dy. Commr.
Hassan

Dated 2 February 1898

Despatched

Received

General No: 7277
No. 680
Enclosure No. Plan & Pp

LR 77-96 4

His docket no. 701 dated 11th January 1898, submitting for sanction a refund bill for Rs 20/- in favour of Gadda Rank of Varjena halli, Holenarasipur Taluk.

Has the honor to return herewith the bill and the Vernacular records connected with the above, as the sanction contained in G.O. No: 4752-66 R 1828 dated 8th March 1893 in regard to the submission of such bills should have been complied with.

By order.

31/1/98

2/1/98 2/1/98 Secretary.

* Pencil copy in R Docket No: 6168 of 24.1.1898
Rev. Regd. Comm. D.C. (Accounts Section)

29.

Gen. Serial No. 31.]

1897. 1898

From

The Deputy Commissioner,
Hassan District.

To

The Secretary to the
Government of Mysore.
Revenue Department.

Dated 11
Despatched } 7 February 1898.
Received

Enclosures—No. one Bill & file of 1 P.

General No.
No. 790

His Docket No 277 of
Pl: 680 of
the 2nd Instant, returning
the Refund bill for
Rs 20/-, in favor of
one Gidda Naika
of Varjanahalli, Hole
Narsipur Taluk and
requesting that the
grounds of refund
may be mentioned
in the Docket as
well, as per instruc-
tions laid down
in

in Proceedings No.
14958-66. Dated 8th
R. 1828
March 1893.

In resubmitting
the bill for sanction,
I have the honor to
state that the grounds
of refund are as
follows:—

2. Survey No. 25 measuring
2 acres and 29 guntas,
assessed at Rs 13, in
the Mavanoor village,
of the Hole Narsipur
Taluk, was sold by
public auction on
the 14th September 1896,
for Rs 25-8-0 to one
Giddavanka Emplo
as a Duffedar in

the

the Serajgiri Thuk.
As per Revenue Rules,
the purchaser pro-
duced Rs 20, being a
little more than 4 p
the sale amount on
the date of the sale
but failed to pay the
balance of Rs 55-8-4
within the 15 days
time prescribed in
the Revenue Code.
Consequently, the
land was ordered
to be again sold
and the deposit of
Rs 20 to be forfeited
to Government. Upon
a proclamation
having been issued
for a second sale,
the

the first purchaser represented that after the first sale, he went in to Lucknow Sonigri on account of the Durga Parshad and that he was all along under the impression that the balance was paid by his father-in-law and that the land might be granted to him for the sale amount of Rs 7500-0-0, binding himself to pay the balance of Rs 5500-0-0. Since the first sale was cancelled, the second

sale

Transfer Approval

7991 822/3/98

f 1/11 868 22

Ltd!

L277-96-6

To Dy: Comm'r.

(19) Hassan Sha

His docket no 790 of the 11th February 1898, submitting a requisition for Rs 20 in favour of one Giddanoik of Varjanapalle, Kolar Taluk for Rs 20/ being the amount of deposit money ~~paid~~ erroneously credited but now refunded to be taken to his credit in connection with certain land purchased by him CCC

In reducing the bill together with the vernacular records received with the above, I has the honor to draw the Dy: Comm'r's attention to Govt: Pro: No 9577-84-2 3 the 25th November 1897 & to request that the necessary adjustment may be made in communication with the Comptroller

Replacement subjects as laid down in Chaps 56 of the Civil Account Code, Vol: II.

(90)

BO.

18/3/98

17/3/98

Rec'd 18/3/98

were submitted to
Government for
orders and in Pro-
-ceding's No. 2159
2.7.03-96
Dated 20th April 1897,
sanction was ac-
-corded to the grant
of the land to Gidda
Naik. In accordance
with the above, the
balance of the amount
of the first sale, viz
Rs 55-8-4 was re-
-covered from Gidda
Naik on the 12th July
last. Rupees 20 paid
by Gidda Naik at
the close of the sale,
which was credited
to Government under
the head "Forfeiture"

in

in the Treasury &c.
— counts, on account
of the cancellation of
the sale had now to
be credited in the
accounts under the
head "Sale of land
Revenue" debiting
the same to the head
"Forfeiture". Under the
above circumstances,
the refund recommended
may be sanctioned.
2— The Vernacular
file of papers, ending
with Hole Narsipur
Kunbi's report No.
19 dated 22nd Sept. 1877.
is, herewith, submitted
for reference and
return.—

Asst. Commissioner
Kapaudrug